

SENATE BILL 2133

By Haun

AN ACT to amend Tennessee Code Annotated, Section 47-26-802; Section 47-26-807; Section 47-26-808, and Section 47-26-810, relative to the "Certified Public Weigher Law of 1981".

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 47-26-802, is amended by adding the following language as new definitions to be designated as indicated:

(6) "Seal" means and includes the certified weigher's name, the words "Tennessee Certified Weigher" and the weigher's license number, which can be affixed either manually (by a rubber stamp or with an imprinting type stamp) or electronically.

(7) "Signature" means the certified weigher's written name, which can be generated manually or electronically.

SECTION 2. Tennessee Code Annotated, Section 47-26-807, is amended by deleting the existing language and substituting the following:

(a) The commissioner shall establish a system of license renewals at alternative intervals throughout the calendar year. Licenses issued under the alternative method are valid for twenty-four (24) months and shall expire on the last day of the last

month of the license period. During a transition period, or at any time thereafter, when the commissioner determines that the volume of work for any given interval is unduly burdensome or costly, either the licenses or renewals, or both of them, may be issued for terms of not less than six (6) months nor more than eighteen (18) months. The application fee imposed for any license under the alternative interval method for a period other than twenty-four (24) months shall be proportionate to the annual fee, except that the proportional fee shall be rounded out to the nearest quarter of a dollar (\$0.25).

Application fees shall be non-refundable. While the commissioner will attempt to forward the certified weigher's license renewal forms to all currently licensed individuals, it is the licensed individual's ultimate responsibility to ensure that such license remains current.

(b) A thirty-day grace period shall be given to renew licenses. After the grace period expires, a twenty-five dollar (\$25.00) late fee per month (not prorated per day) shall be levied on each renewal application received.

SECTION 3. Tennessee Code Annotated, Section 47-26-808(c), is amended by deleting the last two (2) sentences so that it reads as follows:

(c) Each certified public weigher shall register with the commissioner a copy of the weigher's official signature and shall, at the weigher's own expense, obtain a seal.

SECTION 4. Tennessee Code Annotated, Section 47-26-810, is amended by deleting the second sentence in its entirety and by substituting instead the following language:

The seal and signature shall be placed on the copy of record either manually (with a rubber stamp, or with an imprinting type stamp) or electronically.

SECTION 5. This act shall take effect upon becoming a law, the public welfare requiring it.